ESTTA Tracking number:

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06/01/2015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92058543
Party	Defendant Razer (Asia-Pacific) Pte Ltd.
Correspondence Address	KEITH A BARRITT FISH & RICHARDSON PC PO BOX 1022 MINNEAPOLIS, MN 55440 1022 UNITED STATES barritt@fr.com, tmdoctc@fr.com, erickson@fr.com
Submission	Opposition/Response to Motion
Filer's Name	Keith Barritt
Filer's e-mail	tmdoctc@fr.com, barritt@fr.com
Signature	/Keith Barritt/
Date	06/01/2015
Attachments	razer.pdf(127647 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

EDGE GAMES, INC.

Petitioner,

v.

RAZER (ASIA-PACIFIC) PTE LTD, Registrant.

Cancellation No.: 92058543

Mark: EDGE

Registration No. 4,394,393

Registered: September 3, 2013

Registrant Razer (Asia-Pacific) Pte Ltd's Correction Of Factual Misrepresentation By Petitioner In Reply Brief Re Motions To Withdraw Default Admissions And Take Discovery Under FRCP 56(d)

In Petitioner's reply brief filed on May 27, 2015, Petitioner claims to have sent an email to Razer's undersigned counsel on March 10, 2015 requesting until March 31, 2015 to reply to Razer's discovery request (see Exhibit A to Langdell declaration).

Razer's undersigned counsel never received such an email. Moreover, as Exhibit A purports to show the March 10 email as part of an email string that includes Petitioner's email of March 31, 2015 that was copied to the Board's interlocutory attorney in this case, the interlocutory attorney can confirm that no such March 10 email was ever put into the record before.

The only conclusion is that Petitioner has yet again fabricated evidence, consistent with its well-documented history of fabricating evidence, falsifying emails, and inventing legal quotations to serve its own ends, as documented in detail in Razer's request for

sanctions filed on September 18, 2014 and Razer's reply brief in support of its request for sanctions filed on October 20, 2014. Razer is reluctantly forced to make this filing now to correct the record, as Petitioner should have submitted any such alleged email in its main brief to give Razer an opportunity to correct the record in its brief in opposition. The Board should not tolerate or countenance such behavior from any litigant, *pro se* or not, and should deny Petitioner's motions and grant Razer's summary judgment motion.

Respectfully submitted,

Razer (Asia-Pacific) Pte Ltd

By:

Keith A. Barritt

Fish & Richardson P.C.

P.O. Box 1022

Minneapolis, MN 55440-1022

phone: (202) 783-5070 fax: (202) 783-2331

June 1, 2015

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

EDGE GAMES, INC.

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CERTIFICATE OF SERVICE

In accordance with 37 CFR 2.111(b), the undersigned hereby certifies that on June 1, 2015, a true copy of the foregoing Registrant Razer (Asia-Pacific) Pte Ltd's Correction Of Factual Misrepresentation By Petitioner In Reply Brief Re Motions To Withdraw Default Admissions And Take Discovery Under FRCP 56(d) was sent via U.S. certified mail addressed to the following correspondent of record for Edge Games, Inc.:

Tim Langdell
Edge Games Inc.
530 South Lake Avenue, 171
Pasadena, CA 91101

Signature

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